

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

SUMMIT FINANCIAL RESOURCES L.P.,)
)
Plaintiff,)
)
v.) Case No. 3:07-CV-0187-MJR-CJP
)
BIG DOG ENTERPRISES LOGISTICS,)
LLC, d/b/a FREIGHT HAULING)
LOGISTICS, DAVID HURSEY, THE)
HURSEY GROUP, LLC, AND)
PEERLESS-PREMIER APPLIANCE CO.,)
)
Defendants.)
)
PEERLESS PREMIER APPLIANCE CO.,)
)
Counterclaim/Interpleader Plaintiff,)
)
v.)
)
SUMMIT FINANCIAL RESOURCES L.P)
)
Counterclaim/Interpleader Defendant.)
PEERLESS PREMIER APPLIANCE CO.,)
)
Cross-claim/Interpleader Plaintiff,)
)
v.)
)
BIG DOG ENTERPRISES LOGISTICS,)
LLC, d/b/a FREIGHT HAULING)
LOGISTICS, DAVID HURSEY, THE)
HURSEY GROUP, LLC,)
)
And)
)
BIH EXPRESS, BRANKO'S EXPRESS,)
BUSKE LOGISTICS, CSX CRITICAL)
CAPACITY, CSX TRANSPORTATION,)
INC., DINO'S TRUCKING, DRY ICE)
SALES & SERVICE, INC., ESI-EXPRESS)
SYSTEMS, ESTES EXPRESS LINES, FED)
EX FREIGHT-EAST, GREEN)
MOUNTAIN, H. C. PARRISH TRUCK)
SERVICE, INC., HYUNDAI AMERICAN)
SHIPPING AGENCY, A SUBSIDIARY OF)

**HYUNDAI INTERMODAL, J & J TRUCK)
SERVICES, JUNG TRUCK SERVICES,)
KELLY CORPORATION, LANDSTAR)
RANGER, LITAS, INC., LONG HAUL)
DELIVERY SERVICE, MAK EXPRESS,)
INC., OBRADOVIC TRUCKING, INC.,)
OSBORN TRANSPORTATION, INC.,)
OVERNIGHT TRANSPORT-UPS)
FREIGHT, PRIDE INTERMODAL, INC.,)
REGGIE'S TRUCKING, SCHNEIDER)
NATIONAL CARRIERS, TRANSPORT)
ONE, WEBB FARMS SERVICES,)
WERNER ENTERPRISES, AND)
YELLOW TRANSPORTATION, INC.,)
Cross-Claim/Interpleader Defendants.)**

ORDER

REAGAN, District Judge

Before the Court is Estes Express Lines, Inc.'s and Peerless-Premier Appliance Co.'s joint motion to consolidate cases 07-0361-MJR and 07-0187-MJR.

Accordingly, the Court **GRANTS** the motion (Doc. 136) and **CONSOLIDATES** Case No. 07-cv-0361-MJR-DGW into Case No. 07-cv-0187-MJR-CJP. All further filings in both actions shall bear the case number 07-cv-0187-MJR-CJP. As the two cases were assigned to different Magistrate Judges, with Magistrate Judge Proud having the lower-numbered case, the consolidated action now is assigned to Magistrate Judge Clifford J. Proud.

The Court reserves the right to sever the claims if and when severance is appropriate.

IT IS SO ORDERED.

DATED this 1st day of October 2007.

**s/ Michael J. Reagan
MICHAEL J. REAGAN
United States District Judge**